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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/716,147         | 05/17/2004             | Jaynesh Patel         | JSF001-0059/WJT08-0078 |

James S. Finn  
 8650 Southwestern Blvd. #2825  
 Dallas, TX 75206-2688



CONFIRMATION NO. 5295

## FORMALITIES LETTER



\*OC000000012981473\*

Date Mailed: 06/17/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 was not received.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

08/26/2004 BABRAHA1 00000045 502697 10716147

01 FC:2051 03.VU JH

*A copy of this notice **MUST** be returned with the reply.*

Bzu



Patent Application  
Docket No. JSF001-0059  
WJT08-0078

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Jaynesh Patel et al. ) Group No. 2685  
Serial No.: 10/716,147 ) Examiner: N/A  
Filed: May 17, 2003 )  
For: **RF ID TAG READER UTILIZING A SCANNING ANTENNA SYSTEM AND METHOD**

M/S Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450 M/S Missing Parts

on August 24, 2004

Signature

Dear Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In accordance with 37 C.F.R. § 1.136(a), Applicant for the above-identified application respectfully Petition the Commissioner for a one (1) month extension of time, extending the period for response to September 17, 2004, from the Notice of Missing Parts dated June 17, 2004. The petition filing fee of \$ 55.00 and a Response to missing parts notice are attached.

In response to the Notice to File Missing Parts mailed by the Application Branch on 6/17/2004, you will find enclosed a Declaration and Power of Attorney duly executed by the inventor(s) on November 14, 2003.

Also included is an assignment and assignment cover sheet.

Please debit USPTO deposit account 502697 according to the Fee transmittal enclosed herewith.

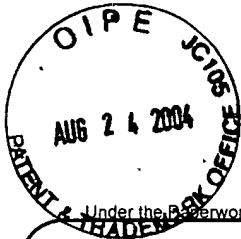
It is respectfully submitted that no additional parts are required to be filed with regard to the above-referenced application, and the application should therefore be processed accordingly.

08/26/2004 BABRAHA1 00000045 502697 10716147

02 FC:2251 55.00 DA

Respectfully submitted,

James S. Finn  
Registration No. 38,450



PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number 10/716,147

Filing Date 05/17/2004

First Named Inventor Jaynesh Patel et al.

Art Unit 2685

Examiner Name TBD

Total Number of Pages in This Submission 10

Attorney Docket Number JSF01-0059/WJT08-0078

**ENCLOSURES (Check all that apply)**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input checked="" type="checkbox"/> Response to Missing Parts/<br>Incomplete Application<br><br><input checked="" type="checkbox"/> Response to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication<br>to Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please<br>Identify below): |
|--|--|--|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name James S. FinnSignature 

Date 8/24/2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name James S. Finn

Signature 

Date 8/24/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 160.00

## Complete if Known

|                      |                       |
|----------------------|-----------------------|
| Application Number   | 10/716,147            |
| Filing Date          | 05/17/2004            |
| First Named Inventor | Patel et al.          |
| Examiner Name        | TBD                   |
| Art Unit             | 2685                  |
| Attorney Docket No.  | JSF01-0059/WJT08-0078 |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

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Deposit Account Number  
502697

Deposit Account Name  
James S. Finn

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity       |          | Small Entity |          | Fee Description        | Fee Paid |
|--------------------|----------|--------------|----------|------------------------|----------|
| Fee Code           | Fee (\$) | Fee Code     | Fee (\$) |                        |          |
| 1001               | 770      | 2001         | 385      | Utility filing fee     |          |
| 1002               | 340      | 2002         | 170      | Design filing fee      |          |
| 1003               | 530      | 2003         | 265      | Plant filing fee       |          |
| 1004               | 770      | 2004         | 385      | Reissue filing fee     |          |
| 1005               | 160      | 2005         | 80       | Provisional filing fee |          |
| SUBTOTAL (1) (\$ ) |          |              |          |                        |          |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    |  | Extra Claims |  | Fee from below |  | Fee Paid |
|--------------------|--|--------------|--|----------------|--|----------|
|                    |  |              |  |                |  |          |
| Total Claims       |  | -20** =      |  | X              |  |          |
| Independent Claims |  | - 3** =      |  | X              |  |          |
| Multiple Dependent |  |              |  |                |  |          |

| Large Entity       |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------------|----------|--------------|----------|--|----------|
| Fee Code           | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1202               | 18       | 2202         | 9        | Claims in excess of 20                                     |          |
| 1201               | 86       | 2201         | 43       | Independent claims in excess of 3                          |          |
| 1203               | 290      | 2203         | 145      | Multiple dependent claim, if not paid                      |          |
| 1204               | 86       | 2204         | 43       | ** Reissue independent claims over original patent         |          |
| 1205               | 18       | 2205         | 9        | ** Reissue claims in excess of 20 and over original patent |          |
| SUBTOTAL (2) (\$ ) |          |              |          |  |          |

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1051         | 130      | 2051         | 65       | Surcharge - late filing fee or oath  | 65.00    |
| 1052         | 50       | 2052         | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053         | 130      | 1053         | 130      | Non-English specification  |          |
| 1812         | 2,520    | 1812         | 2,520    | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804         | 920*     | 1804         | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805         | 1,840*   | 1805         | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251         | 110      | 2251         | 55       | Extension for reply within first month                                     | 55.00    |
| 1252         | 420      | 2252         | 210      | Extension for reply within second month                                    |          |
| 1253         | 950      | 2253         | 475      | Extension for reply within third month                                     |          |
| 1254         | 1,480    | 2254         | 740      | Extension for reply within fourth month                                    |          |
| 1255         | 2,010    | 2255         | 1,005    | Extension for reply within fifth month                                     |          |
| 1401         | 330      | 2401         | 165      | Notice of Appeal   |          |
| 1402         | 330      | 2402         | 165      | Filing a brief in support of an appeal                                     |          |
| 1403         | 290      | 2403         | 145      | Request for oral hearing   |          |
| 1451         | 1,510    | 1451         | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452         | 110      | 2452         | 55       | Petition to revive - unavoidable   |          |
| 1453         | 1,330    | 2453         | 665      | Petition to revive - unintentional   |          |
| 1501         | 1,330    | 2501         | 665      | Utility issue fee (or reissue)   |          |
| 1502         | 480      | 2502         | 240      | Design issue fee   |          |
| 1503         | 640      | 2503         | 320      | Plant issue fee  |          |
| 1460         | 130      | 1460         | 130      | Petitions to the Commissioner  |          |
| 1807         | 50       | 1807         | 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806         | 180      | 1806         | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021         | 40       | 8021         | 40       | Recording each patent assignment per property (times number of properties) | 40       |
| 1809         | 770      | 2809         | 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810         | 770      | 2810         | 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801         | 770      | 2801         | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802         | 900      | 1802         | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 105.00

## SUBMITTED BY

|                   |               |                                   |            |           |              |
|-------------------|---------------|-----------------------------------|------------|-----------|--------------|
| Name (Print/Type) | James S. Finn | Registration No. (Attorney/Agent) | 38,450     | Telephone | 202-607-4607 |
| Signature         |               | Date                              | 08/24/2004 |           |              |

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In re of Application:  
**RF ID TAG READER UTILIZING A  
 SCANNING ANTENNA SYSTEM AND  
 METHOD**

FOR: Jaynesh Patel et al.

- |              |                               |
|--------------|-------------------------------|
| PAPERS       | 1. Transmittal Letter         |
| SENT VIA     | 2. Response to NOMP           |
| EXPRESS MAIL | 3. Fee Transmittal Sheet      |
|              | 4. Acknowledgement Postcard   |
|              | 5. Assignment                 |
|              | 6. Assignment Cover Sheet     |
|              | 7. Notice Copy to be returned |
|              | 8. Oath and Declaration       |

Date: August 24, 2004

JSF04-0059 (WJT08-0078)